

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

| | | |
|--|---|------------------|
| In the matter, on the Commission's own motion, |) | |
| to approve procedures and forms for use with the |) | Case No. U-15919 |
| interconnection and net metering programs. |) | |
| _____ |) | |

At the July 1, 2009 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman
Hon. Monica Martinez, Commissioner
Hon. Steven A. Transeth, Commissioner

ORDER

On April 27, 2009, Spartan Renewable Energy, Inc., (Spartan) filed an application pursuant to 1999 AC, R 460.612 of the Commission's Electric Interconnection and Net Metering Standards (Rules). In its application, Spartan requests a waiver from Part 3 of the Rules related to net metering.

The Commission's March 18, 2009 order in Case No. U-15803 required that each alternative energy supplier (AES) file a net metering program plan by May 4, 2009. Rule 460.612 allows an AES to apply for a waiver from 1 or more provisions of the Rules. The Commission may grant a waiver upon a showing of good cause and a finding that the waiver is in the public interest.

Spartan states in its application that its target market is customers with load exceeding 1 megawatt (MW). Currently, Spartan has 1 customer with a load that exceeds 8 MW. Spartan also states that it would not entertain a customer with less than 1 MW of load. Based upon Spartan's

current and anticipated customer loads and the net metering program's limited size, it states that excess generation is impossible in any given billing period. Spartan states in its application that should any new customer contract with Spartan for whom the Net Metering Standards in Part 3 of the Rules could apply (*i.e.*, a customer with load less than 550 kilowatts), Spartan will file a proposed net metering application in this docket.

The Commission has reviewed the application and concludes that Spartan has shown good cause, the waiver is in the public interest, and the application should be approved. Approval of the application will not result in an increase in the cost of service to Michigan ratepayers. Therefore, pursuant to MCL 460.6a, the Commission may approve the application without providing notice or opportunity for hearing.

THEREFORE, IT IS ORDERED that Spartan Renewable Energy, Inc.'s, application for a waiver from Part 3 of the Commission's Electric Interconnection and Net Metering Standards is approved. Upon customer request of net metering service, Spartan Renewable Energy, Inc., will file a net metering program plan with the Commission within 14 days.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, under MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

Orjiakor N. Isiogu, Chairman

Monica Martinez, Commissioner

Steven A. Transeth, Commissioner

By its action of July 1, 2009.

Mary Jo Kunkle, Executive Secretary